

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

COMMITTEE ON APPROPRIATIONS

Call to Order: By **CHAIRMAN TOM ZOOK**, on February 16, 1999 at 3:00 P.M., in Room 312 - 2 Capitol.

ROLL CALL

Members Present:

Rep. Tom Zook, Chairman (R)
Rep. Joe Quilici, Vice Chairman (D)
Rep. Steve Vick, Vice Chairman (R)
Rep. Beverly Barnhart (D)
Rep. Ernest Bergsagel (R)
Rep. Peggy Bergsagel (R)
Rep. Rosalie (Rosie) Buzzas (D)
Rep. Stan Fisher (R)
Rep. Dick Haines (R)
Rep. Royal Johnson (R)
Rep. Betty Lou Kasten (R)
Rep. Matt McCann (D)
Rep. Red Menahan (D)
Rep. Ray Peck (D)
Rep. Lila Taylor (R)
Rep. Joe Tropila (D)
Rep. John Witt (R)

Members Excused: Rep. John Cobb (R)

Members Absent: None.

Staff Present: Joanne Gunderson, Committee Secretary
Taryn Purdy, Legislative Fiscal Division

Please Note: These are summary minutes. Testimony and discussion are paraphrased and condensed. Minutes were recorded on a Sony BI-85 recorder and references are measured in inches rather than minutes.

Committee Business Summary:

Hearing(s) & Date Posted: HB 92, HB 135, HB 532, 2/10/1999
Executive Action: HB 568, SB 48, SB 49, HB 115

HEARING ON HB 135

Opening Statement by Sponsor:

Rep. Jay Stovall, HD 16, presented HB 135.

{Tape : 1; Side : A; Approx. Time Counter : 0 - 20}

Proponents' Testimony:

Col. Craig Reap, Montana Highway Patrol (MHP) **EXHIBIT**(aph38a01)

{Tape : 1; Side : A; Approx. Time Counter : 20 - 65}

Mike Batista, Department of Justice

{Tape : 1; Side : A; Approx. Time Counter : 65 - 98}

Mike , District Commander MHP Missoula, Vice President,
Association of Montana Highway Patrolmen

{Tape : 1; Side : A; Approx. Time Counter : 98 - 159; Comments :
This witness did not speak his name clearly and did not sign the
visitor register.}

Tom Harrison, Association of Montana Highway Patrolmen

{Tape : 1; Side : A; Approx. Time Counter : 159 - 185}

S. Ferrell, MHP, Townsend

{Tape : 1; Side : A; Approx. Time Counter : 185 - 247}

Joe Mazurek, Attorney General

{Tape : 1; Side : A; Approx. Time Counter : 247 - 284}

Tom Schneider, Montana Public Employees Association

{Tape : 1; Side : A; Approx. Time Counter : 284 - 325}

John McEwen, Department of Administration

{Tape : 1; Side : A; Approx. Time Counter : 325 - 337}

Kathy McGowan, Montana Sheriffs and Peace Officers Association

{Tape : 1; Side : A; Approx. Time Counter : 337 - 359}

Troy McGee, Chiefs of Police Association

{Tape : 1; Side : A; Approx. Time Counter : 359 - 375}

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

{Tape : 1; Side : A; Approx. Time Counter : 375 - Tape : 1; Side
: B; Approx. Time Counter : 187}

Closing by Sponsor:

{Tape : 1; Side : B; Approx. Time Counter : 187 - 209}

HEARING ON HB 92

Opening Statement by Sponsor:

Rep. Roger Sommerville, HD 78, presented HB 92. **EXHIBIT**(aph38a02)

{Tape : 1; Side : B; Approx. Time Counter : 209 - 361}

Proponents' Testimony:

Joe Mazurek, Attorney General

EXHIBIT(aph38a03)

{Tape : 1; Side : B; Approx. Time Counter : 361 - 457}

Chris Tweeten, Chief Counsel, Department of Justice

{Tape : 1; Side : B; Approx. Time Counter : 457 - Tape : 2; Side : A; Approx. Time Counter : 020}

Jerry , Montana Trout Unlimited

{Tape : 2; Side : A; Approx. Time Counter : 20 - 29; Comments: This witness did not speak his name clearly and did not sign the visitors register.}

Bob Lane, Chief Legal Counsel, Montana Department of Fish, Wildlife and Parks

EXHIBIT(aph38a04)

{Tape : 2; Side : A; Approx. Time Counter : 29 - 55}

Opponents' Testimony: None.

Informational Testimony: None.

EXHIBIT(aph38a05)

Exhibit 5 presented without testimony.

Questions from Committee Members and Responses:

{Tape : 2; Side : A; Approx. Time Counter : 55 - 281}

Closing by Sponsor:

{Tape : 2; Side : A; Approx. Time Counter : 281 - 320}

HEARING ON HB 532

Opening Statement by Sponsor:

Rep. Sheill Anderson, HD 25, presented HB 532..

{Tape : 2; Side : A; Approx. Time Counter : 320 - 346}

Proponents' Testimony:

Mike Foster, Montana Contractors Association

{Tape : 2; Side : A; Approx. Time Counter : 346 - 382}

Carl Schweitzer, American Subcontractors Association ~~EXHIBIT~~ (aph38a06)

{Tape : 2; Side : A; Approx. Time Counter : 382 - 436}

Opponents' Testimony:

Jim Whaley, Architecture/Engineering

{Tape : 2; Side : A; Approx. Time Counter : 436 - 475}

Ralph deKunzo, Department of Military Affairs

{Tape : 2; Side : A; Approx. Time Counter : 475 - 500; Comments:
This witness did not sign the visitors register.}

Gary Gilmore, Engineering Division, Department of Transportation

{Tape : 2; Side : B; Approx. Time Counter : 0 - 42}

Bob Lashaway, Director, Facilities Services, MSU

{Tape : 2; Side : B; Approx. Time Counter : 42 - 82}

Informational Testimony: None.

Questions from Committee Members and Responses:

{Tape : 2; Side : B; Approx. Time Counter : 82 - 499}

Closing by Sponsor:

Tape : 2; Side : B; Approx. Time Counter : 499 - Tape : 3; Side :
A; Approx. Time Counter : 021}

EXECUTIVE ACTION ON HB 568

Motion: REP. WITT moved that HB 568 DO PASS.

Discussion:

{Tape : 3; Side : A; Approx. Time Counter : 21 - 65}

Motion/Vote: REP. QUILICI moved that HB 568 BE TABLED. Motion
carried 14-1 with McCann voting no. Reps. Buzzas, E. Bergsagel
and Taylor were absent for the vote.

{Tape : 3; Side : A; Approx. Time Counter : 65 - 70; Comments :
All other motions was overridden by this motion to table.}

EXECUTIVE ACTION ON HB 115

Motion: REP. VICK moved that HB 115 DO PASS.

Discussion: EXHIBIT (aph38a07)
{Tape : 3; Side : A; Approx. Time Counter : 70 - 107}

Motion/Vote: REP. VICK moved that HB 115 BE AMENDED. Motion carried unanimously.
{Tape : 3; Side : A; Approx. Time Counter : 107 - 131}

Motion/Vote: REP. VICK moved that HB 115 DO PASS AS AMENDED. Motion carried unanimously.
{Tape : 3; Side : A; Approx. Time Counter : 125 - 140}

EXECUTIVE ACTION ON SB 48

Motion: REP. MCCANN moved that SB 48 BE CONCURRED IN.

Discussion:
{Tape : 3; Side : A; Approx. Time Counter : 131 - 263; Comments : Constitutionality was discussed.}

Vote: Motion carried 14-4 with P.Bergsagel, Buzzas, Kasten, and Peck voting no. Rep. Taylor voted aye by proxy. Rep. E. Bergsagel will carry.

EXECUTIVE ACTION ON SB 49

Motion: REP. MCCANN moved that SB 49 BE CONCURRED IN.

Discussion:
{Tape : 3; Side : A; Approx. Time Counter : 263 - 441}

Vote: Motion carried 17-1 with Vick voting no. Rep. Johnson will carry.
{Tape : 3; Side : A; Approx. Time Counter : 441 - 450}

ADJOURNMENT

Adjournment: 6:00 P.M.

REP. TOM ZOOK, Chairman

JOANNE GUNDERSON, Secretary

TZ/JG

EXHIBIT (aph38aad)